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Attorneys for 37 ERISA Plan Claimants Listed Below

**UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

-----X		
SECURITIES INVESTOR PROTECTION	:	
CORPORATION,	:	
Plaintiff,	:	Adversary Proceeding
	:	
— <i>versus</i> —	:	No. 08-01789 (BRL)
	:	
BERNARD L. MADOFF INVESTMENT	:	SIPA Liquidation
SECURITIES, LLC,	:	(Substantively Consolidated)
Defendant	:	
-----X		
In re BERNARD L. MADOFF,	:	
Debtor	:	
-----X		

NOTICE OF MOTION

TO THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

PLEASE TAKE NOTICE THAT Bricklayers and Allied Craftsmen Local 2 Annuity Fund; Bricklayers and Allied Craftworkers Local 2, Albany, New York, Health Benefit Fund; Bricklayers and Allied Craftworkers Local 2, Albany, New York, Pension Fund; Building Trade Employers Insurance Fund; Central New York Laborers' Annuity Fund; Central New York

Laborers' Health and Welfare Fund; Central New York Laborers' Pension Fund; Central New York Laborers' Training Fund; Engineers Joint Welfare Fund; Engineers Joint Training Fund; International Brotherhood of Electrical Workers Local Union No. 43 and Electrical Contractors Pension Fund; International Brotherhood of Electrical Workers Local No. 43 and Electrical Contractors Welfare Fund; I.B.E.W. Local 139 Pension Fund; I.B.E.W. Local 241 Pension Fund; I.B.E.W. Local 241 Welfare Benefits Fund; I.B.E.W. Local 325 Annuity Fund; I.B.E.W. Local 325 Pension Fund; I.B.E.W. Local 910 Annuity Fund; I.B.E.W. Local 910 Pension Fund; I.B.E.W. Local 910 Welfare Fund; I.B.E.W. Local 1249 Pension Fund; Laborers' Local 103 Annuity Fund; Laborers' Local 103 Welfare Fund; Laborers' Local 103 Pension Fund; New York State Lineman's Safety Training Fund; Oswego Laborers' Local No. 214 Pension Fund; Plumbers, Pipefitters and Apprentices Local No. 112 Health Fund; Roofers' Local 195 Annuity Fund; Roofers' Local 195 Health & Accident Fund; Roofers' Local 195 Pension Fund; Syracuse Builders Exchange, Inc./CEA Pension Plan; SEIU 1199Upstate Pension Fund; Service Employees Benefit Fund; Service Employees Pension Fund of Upstate New York; Local 73 Retirement Fund; Local 73 Annuity Fund; and Upstate Union Health & Welfare Fund (collectively "ERISA Plan Claimants"), respectfully move the United States District Court for the Southern District of New York for an order, pursuant to 28 U.S.C. § 157(d), Rule 5011 of Federal Rules of Bankruptcy Procedure, and Local Bankruptcy Rule 5011-1, withdrawing the reference of the above-captioned adversary proceeding from the Bankruptcy Court for the reasons set forth in the accompanying Memorandum of Law in Support of ERISA Plan Claimants' Motion to Withdraw the Reference.

The ERISA Plan Claimants have made no prior request for the relief sought herein.

WHEREFORE, the ERISA Plan Claimants request that the District Court enter an order granting the relief requested herein, and such other and further relief as the District Court deems appropriate.

Dated: February 10, 2012

Respectfully submitted,

BLITMAN & KING LLP

s/ Jennifer A. Clark

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Benefit Fund; Bricklayers and Allied Craftworkers
Local 2, Albany, New York, Pension Fund; Building
Trade Employers Insurance Fund; Central New
York Laborers' Annuity Fund; Central New York
Laborers' Health and Welfare Fund; Central New
York Laborers' Pension Fund; Central New York
Laborers' Training Fund; Engineers Joint Welfare
Fund; Engineers Joint Training Fund; International
Brotherhood of Electrical Workers Local Union No.
43 and Electrical Contractors Pension Fund;
International Brotherhood of Electrical Workers
Local No. 43 and Electrical Contractors Welfare
Fund; I.B.E.W. Local 139 Pension Fund; I.B.E.W.
Local 241 Pension Fund; I.B.E.W. Local 241
Welfare Benefits Fund; I.B.E.W. Local 325 Annuity
Fund; I.B.E.W. Local 325 Pension Fund; I.B.E.W.
Local 910 Annuity Fund; I.B.E.W. Local 910*

*Pension Fund; I.B.E.W. Local 910 Welfare Fund;
I.B.E.W. Local 1249 Pension Fund; Laborers'
Local 103 Annuity Fund; Laborers' Local 103
Welfare Fund; Laborers' Local 103 Pension Fund;
New York State Lineman's Safety Training Fund;
Oswego Laborers' Local No. 214 Pension Fund;
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112 Health Fund; Roofers' Local 195 Annuity
Fund; Roofers' Local 195 Health & Accident Fund;
Roofers' Local 195 Pension Fund; Syracuse
Builders Exchange, Inc./CEA Pension Plan; SEIU
1199Upstate Pension Fund; Service Employees
Benefit Fund; Service Employees Pension Fund of
Upstate New York; Local 73 Retirement Fund;
Local 73 Annuity Fund; and Upstate Union Health
& Welfare Fund*